

Appl. No. 10/722,284
Amdt. Dated August 22, 2007
Reply to Office Action of February 22, 2007

Docket No. CE11781JSW

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Claim Status

Claims 1-23 were pending in the application. Claims 6, and 11 - 23 have been cancelled.

Claims 1-5, and 7-10 remain in the application.

REMARKS/ARGUMENTS

Claims 1, 5-7, 11-12, 16, and 20 were rejected under 35 USC 103(a) over Lampe in view of Childress in further view of Spayth.

Applicant has read Examiner's response to Applicant's previous arguments. Examiner gave an example where, after pressing the PTT button a first time and getting a busy indication, the user may subsequently press the PTT button again and get a clear to transmit indication. In response, Applicant has amended independent claims 1 and 7 to avoid such a scenario.

Applicant has amended claims 1 and 7 to indicate that the first and second indicating in claim 1 are done in response to pressing the PTT button a first time. Although not explicitly stated as such, it is inherent in the structure of the claim; the user presses the PTT button, a first indicating is now performed "in response to" the pressing of the PTT button, a message is transmitted "in response to" pressing the PTT button, a grant is received "in response to" the message, and a second indicating is performed "in response to" receiving the grant. Thus each step subsequent to pressing the PTT button depends on success of the step before it as each subsequent step is performed explicitly in response to the step before it. This precludes an intervening step, such as getting a busy signal and retrying.

Applicant has made similar amendments in claim 7, indicating that certain steps are performed "in response to" rather than merely "subsequent to" or "while" another step is occurring.

In view of these amendments, and in view of Applicant's past arguments, Applicant believes claims 1-10 are now allowable and claims 1 and 7 are allowable over the cited references.

In the event that the Examiner deems the present application non-allowable, it is requested that the Examiner telephone the Applicant's attorney or agent at the number indicated

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below so that the prosecution of the present case may be advanced by the clarification of any continuing rejection.

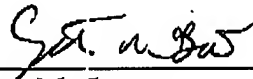
The Commissioner is hereby authorized to charge any fee due, or credit any overpayment, to Motorola, Inc., Deposit Account Number 50-2117.

Respectfully submitted,

SEND CORRESPONDENCE TO:

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Law Department - MD 1610
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Plantation, FL 33322
Customer Number: 24,273

By: _____


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